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Attorneys for Defendant  
**AMERICAN INSURANCE ADMINISTRATORS**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

11 DEBORAH L. ZAPPA, and individual,

No. CV08-00319 LAB NLS

12 Plaintiff,

**CONDITIONAL NON-OPPOSITION  
TO AMERICAN GENERAL LIFE  
INSURANCE COMPANY AND  
AMERICAN GENERAL ASSURANCE  
COMPANY'S REQUEST TO  
CONTINUE EARLY SETTLEMENT  
CONFERENCE WITH JUDGE NITA  
STORMES ON MAY 22, 2008**

13 || v.

14 AMERICAN GENERAL LIFE  
COMPANIES; AMERICAN  
15 INSURANCE ADMINISTRATORS  
AND AMERICAN GENERAL  
16 ASSURANCE COMPANY; and  
DOES 1 through 20,

**Defendant.**

Judge: Hon. Larry A. Burns

Complaint Filed: December 12, 2007  
Complaint Removed: February 19, 2008  
Trial Date: None set

21                   Defendant AMERICAN INSURANCE ADMINISTRATORS (“AIA”) hereby  
22 files the instant Conditional Non-Opposition to the request of AMERICAN GENERAL  
23 LIFE INSURANCE COMPANY AND AMERICAN GENERAL ASSURANCE  
24 COMPANY to Continue the Early Settlement Conference.

25 AIA does not oppose the request for a continuance. AIA, however, would like  
26 to point out to the Court and to the parties that the 2008 US Open Golf Championship at  
27 Torrey Pines will take place on June 9, 2008 thorough June 15, 2008. Accordingly, there  
28 will be a severe shortage of accommodations in the San Diego area on those dates and it

1 will be difficult for the parties and counsel traveling to San Diego to book  
2 accommodations during those dates. To the extent the Court's schedule permits, AIA  
3 respectfully requests that in the event the Early Settlement Conference is continued, that it  
4 be continued to a date that does not coincide with the 2008 US Open Golf Championship  
5 at Torrey Pines.

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Dated: April 28, 2008

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CARROLL, BURDICK & McDONOUGH LLP

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By /s/ Miguel Hernandez

John D. Boyle  
Miguel Hernandez

Attorneys for Defendant  
AMERICAN INSURANCE  
ADMINISTRATORS

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*Zappa v. American General Life Companies, et al.*  
San Diego Superior Court, Case No. 37-2007-00093735-CU-IC-CTL

## **CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document:

**CONDITIONAL NON-OPPOSITION TO AMERICAN GENERAL LIFE  
INSURANCE COMPANY AND AMERICAN GENERAL ASSURANCE  
COMPANY'S REQUEST TO CONTINUE EARLY SETTLEMENT  
CONFERENCE WITH JUDGE NITA STORMES ON MAY 22, 2008**

was filed electronically in compliance with Local Rule 5.4 (c). As such, said document was served on counsel identified below who are deemed to have consented to electronic service. Local Rule 5.4 (c).

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Attorneys for Plaintiff  
AMERICAN GENERAL LIFE  
INSURANCE COMPANY and  
AMERICAN GENERAL ASSURANCE  
COMPANY

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed on **April 28, 2008**, at Los Angeles, California.

By /s/ Miguel Hernandez  
Miguel Hernandez